

**SCDHEC OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
PERMIT APPLICATION PUBLIC NOTICE**

December 1, 2006

Permit Number:
Permit ID:

SAC-2006-3423-1ID-P
56205

The SCDHEC Office of Ocean and Coastal Resource Management has received an application for a permit for the alteration of a critical area. This application was submitted pursuant to the Coastal Zone Management Act (Act 123) of the 1977 South Carolina General Assembly. The application, in brief, is described as follows:

APPLICANT: Wexford Plantation Homeowners Association
C/o Kenneth F.P. Skodacek
110 Belle Isle Lane
Prosperity, South Carolina 29127

LOCATION: On and adjacent to Battery Creek at the Wexford Plantation Resort on Hilton Head Island, Beaufort County, South Carolina (TMS# R550 015 00D 0239 000)

WORK: The work as proposed and shown on the attached drawings consists of performing maintenance dredging in the entrance channel connecting Wexford Harbor to Broad Creek at Wexford Plantation Resort. The proposed dredge operation will consist of removing approximately 3500 cubic yards of material from two locations in the entrance channel by hydraulic dredge and pumping this material into an existing upland confined disposal area. The purpose of the proposed work is to maintain adequate water depths for boats accessing Broad Creek from Wexford Harbor. Maintenance dredging of the channel has been performed for the past ten years under P/N# 96-1D-049. **PLEASE NOTE:** The Army Corps of Engineers public notice is attached but OCRM required additional information and there are some variations in the two notices. For the sake of accuracy on comments to OCRM, please refer to the drawings marked December 1, 2006.

This public notice is being distributed to all known interested persons and agencies to assist in developing facts on which a decision by OCRM can be based. Comments concerning the proposed work should be submitted in writing, setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition.

The decision to issue or deny a permit will be based on the individual merits of the application, the policies specified in the South Carolina Coastal Zone Management Act, and the considerations outlined in the State of South Carolina Coastal Zone Management Program. Interested parties who wish to be notified of final permit action must notify OCRM in writing of this request.

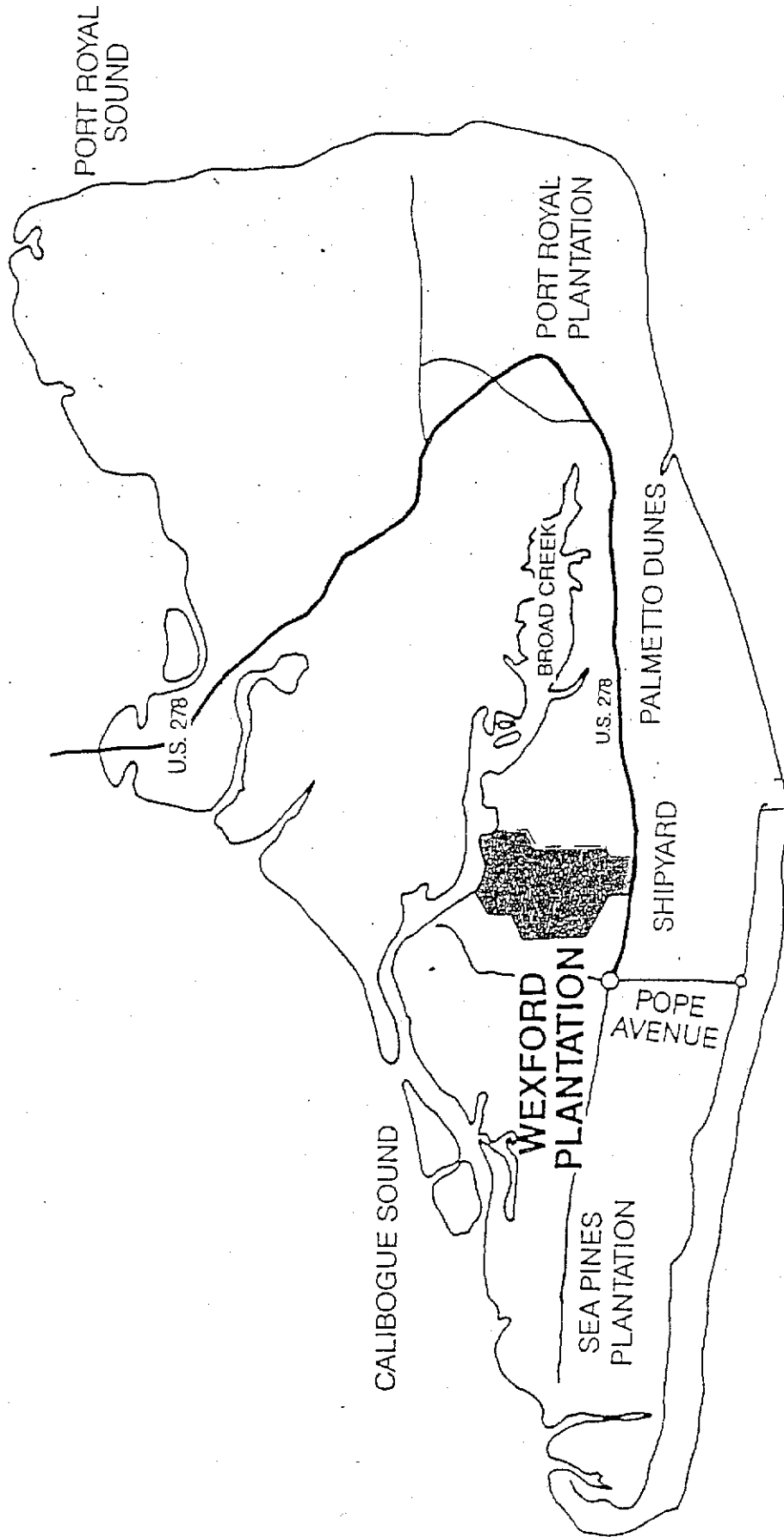
To assure review by OCRM, comments regarding this application must be received by OCRM on or before December 31, 2006. For further information please contact the project manager for this activity, Steve Brooks at 843-747-4323 ext. 118.

PLEASE REPLY TO:

SCDHEC OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29405

Please refer to P/N# SAC-2006-3423-1ID-P


Tess Rodgers, Regulatory Coordinator



ATLANTIC OCEAN

HILTON HEAD ISLAND

SAC-2006-3423-11D-P

Project Title:

MAINTENANCE DREDGING

Project Location: HILTON HEAD ISLAND

BEAUFORT COUNTY, S.C.

Applicant:

WEXFORD PLANTATION

Date: 1 JUNE 2006

Scale: NONE

Application #

Sheet 1 of 7

Revisions

Date

Initials

12/1/04

KENNETH F.P. SKODACEK
PLANNER - GOLF COURSE ARCHITECT
11 BELLE ISLE LANE
PROSPERITY, SC 29127

SAC-2006-3423-11D-P

Project Title:

MAINTENANCE DREDGING

Project Location: HILTON HEAD ISLAND
BEAUFORT COUNTY, S.C.

Applicant:

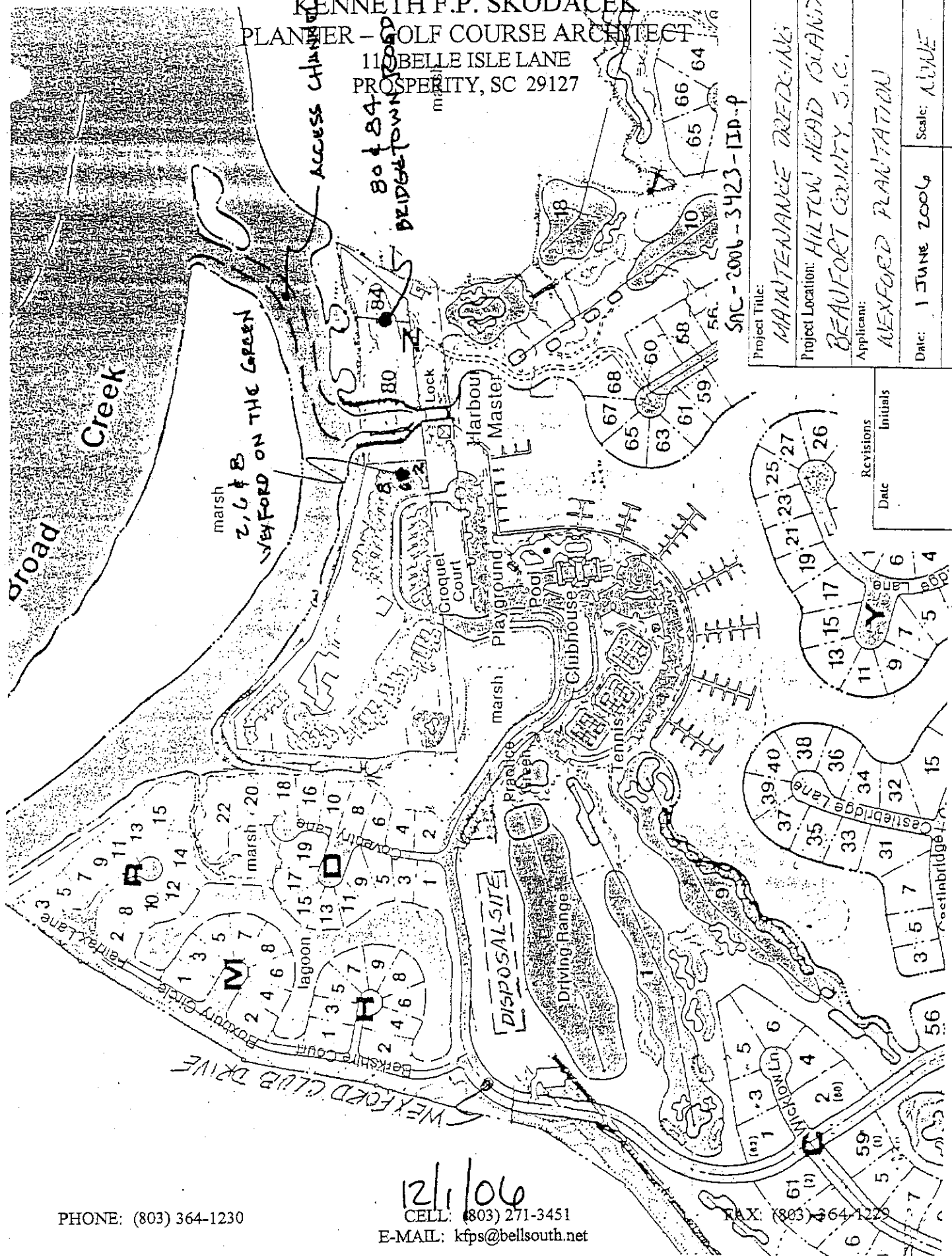
WEXFORD PLANTATION

Date: 1 JUNE 2006

Scale: AS SHOWN

Application #

Sheet 5 of 7



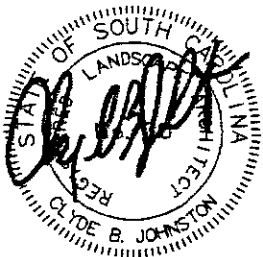
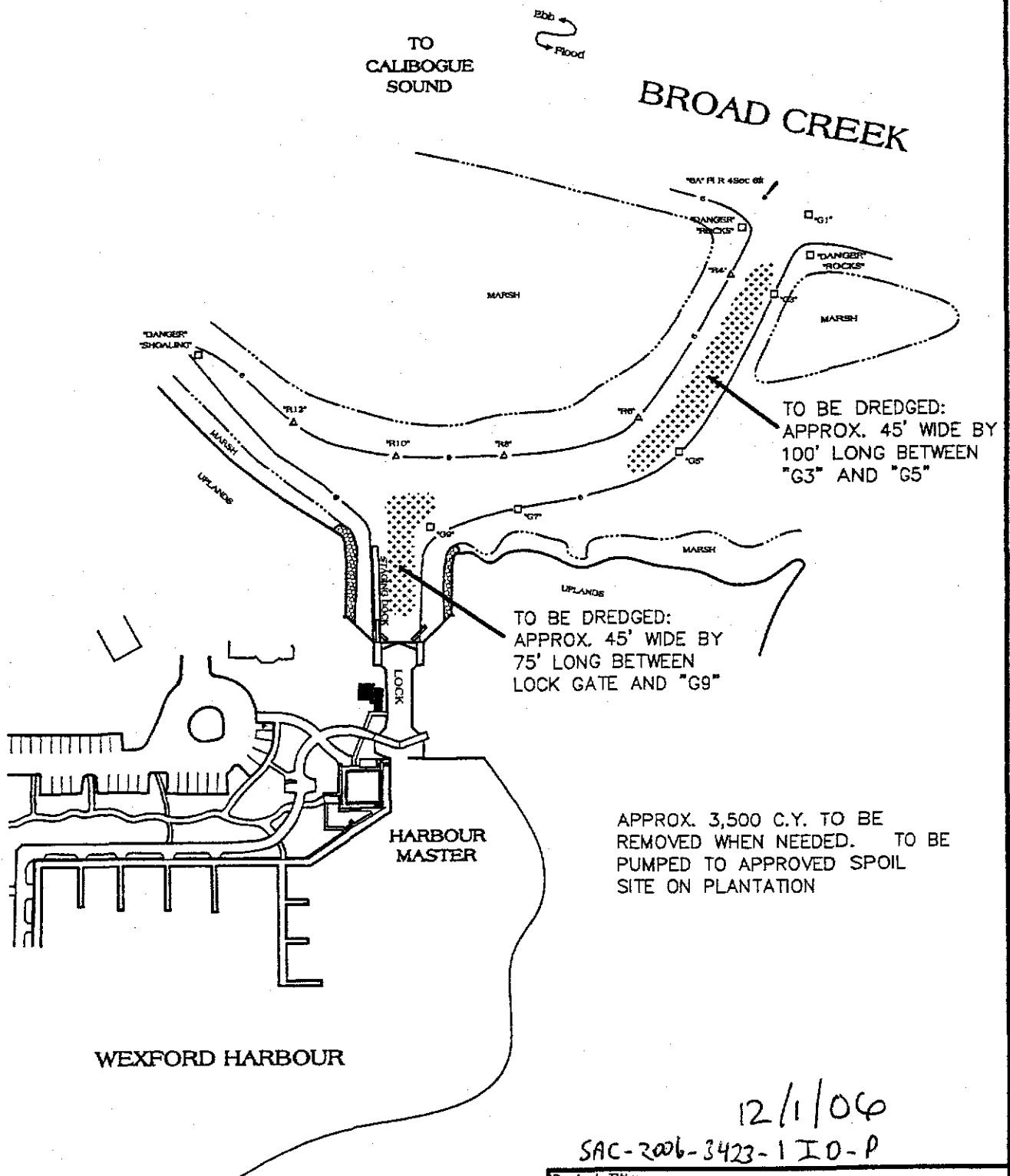
PHONE: (803) 364-1230

12/1/06

CELL: (803) 271-3451

E-MAIL: kfps@bellsouth.net

FAX: (803) 364-1230

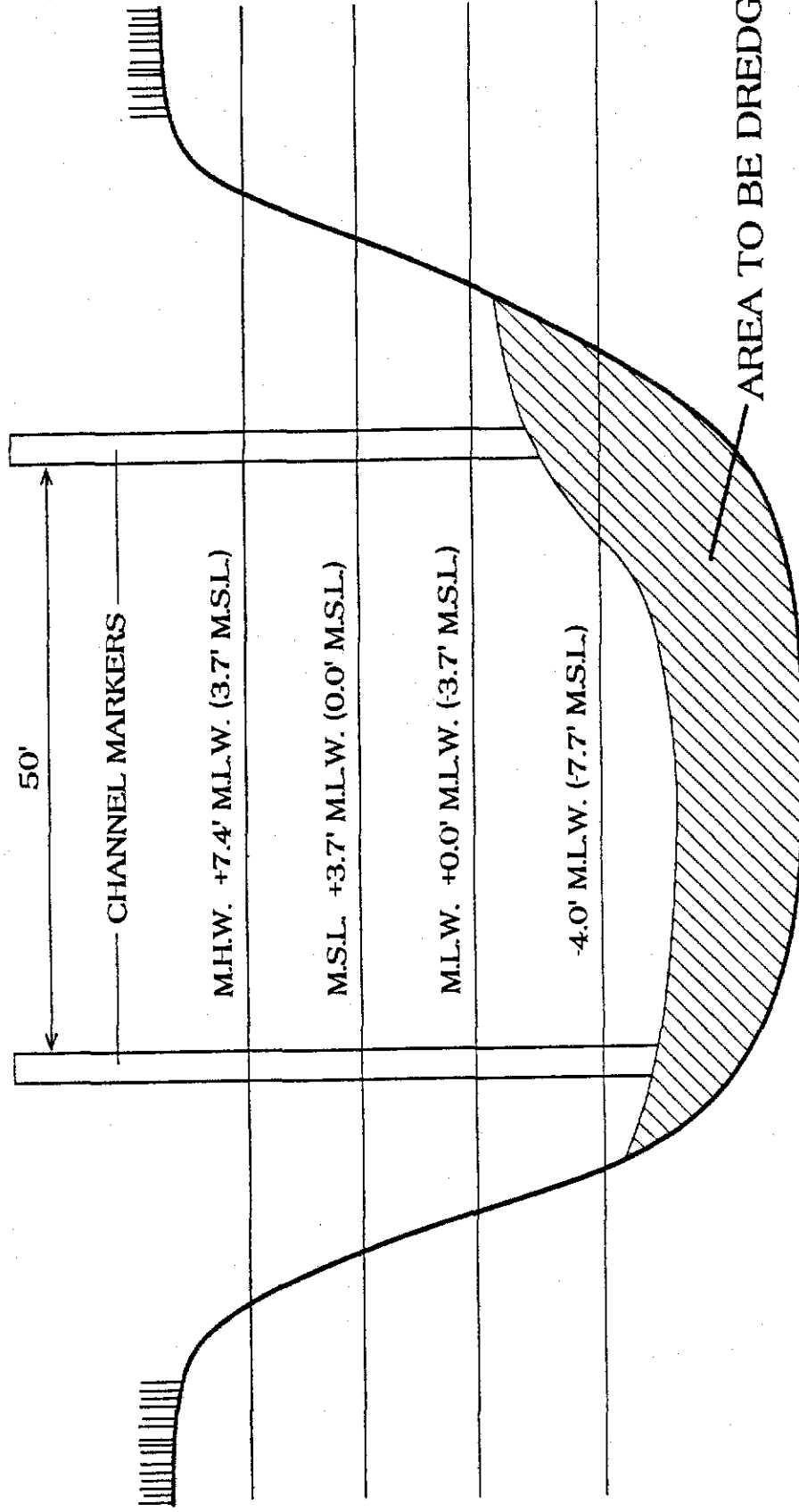


12/1/06

SAC-2006-3423-1 IO-P

Project Title:	
MAINTENANCE DREDGING	
Project Location:	
HILTON HEAD ISLAND, BEAUFORT COUNTY, SC	
Applicant:	
WEXFORD PLANTATION H.O.A.	
Date:	1 JUNE 2006
Initials:	Scale: NONE
Application #:	Sheet 2 of 7

CROSS SECTION OF ENTRANCE CHANNEL

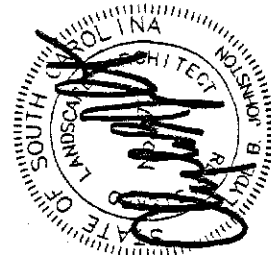


NORMAL WATER DEPTH: -8.0' M.L.W. (-11.7' M.S.L.)

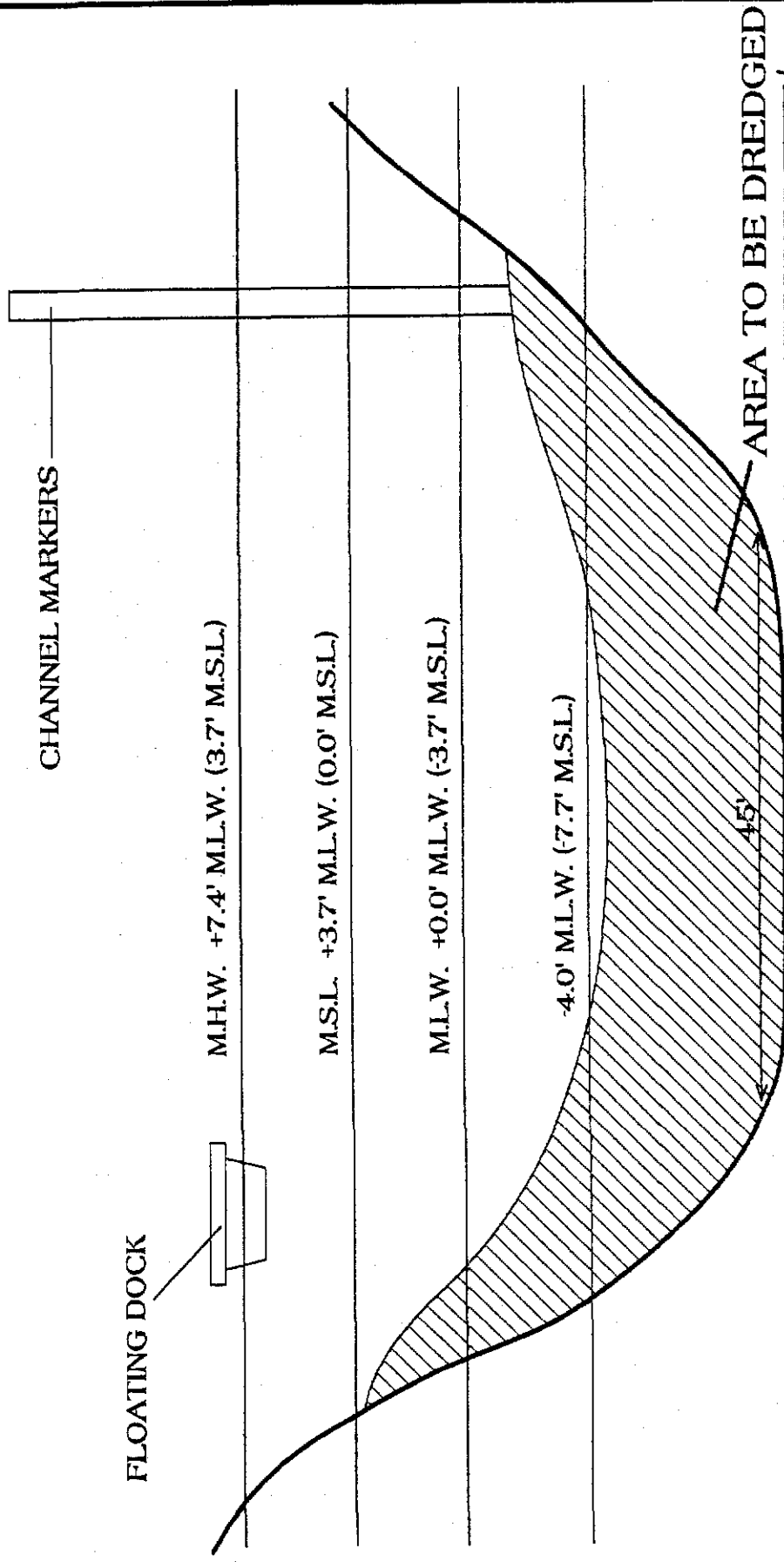
DEPICTS AREA TO BE DREDGED
BETWEEN CHANNEL MARKERS
"G3" & "G5"

SAC - 3423 - ID - P 12/1/06

Project Title: MAINTENANCE DREDGING	
Project Location: HILTON HEAD ISLAND, BEAUFORT COUNTY, SC	
Applicant: WEXFORD PLANTATION H.O.A.	
Date: 1 JUNE 2006	Scale: NONE
Application #:	
Sheet 3 of 7	



CROSS SECTION OF ENTRANCE CHANNEL

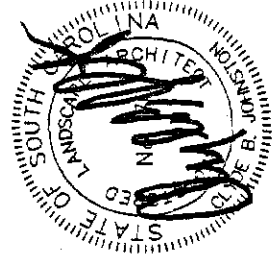


NORMAL WATER DEPTH: -8.0' M.L.W. (-11.7' M.S.L.)

SAC-3423-110-P 12/1/06

Project Title: MAINTENANCE DREDGING	
Project Location: HILTON HEAD ISLAND, BEAUFORT COUNTY, SC	
Applicant: WEXFORD PLANTATION H.O.A.	
Date: 1 JUNE 2006	Scale: NONE
Application #: Sheet 4 of 7	

DEPICTS AREA TO BE DREDGED
BETWEEN CHANNEL MARKER "G9"
AND LOCK ENTRANCE GATES



JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A HAGOOD AVENUE
CHARLESTON, SOUTH CAROLINA 29403
and the

S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT
1362 McMillan Avenue, Suite 400
Charleston, South Carolina 29403

REGULATORY DIVISION

Refer to: P/N #SAC-2006-3423-11D-T

9 November 2006

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344) and the South Carolina Coastal Zone Management Act (48-39-10 et seq.) an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

WEXFORD PLANTATION HOMEOWNERS ASSOCIATION
C/O ROBERT GUSELLA
P.O. BOX 4100
HILTON HEAD ISLAND, SOUTH CAROLINA 29938

for a permit to perform maintenance dredging of the Wexford Harbour entrance channel in

BATTERY CREEK

located at Wexford Plantation Resort on Hilton Head Island in Beaufort County, South Carolina.

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 11 DECEMBER 2006

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of the performing maintenance dredging of the existing Wexford Harbour entrance channel. Approximately 3,500 cubic yards of material will be removed by hydraulic dredge and pumped to an existing upland contained disposal area. The purpose of this work is to maintain adequate water depths for boats accessing Broad Creek from Wexford Harbour. Maintenance dredging of the channel has been performed for the past 10 years under permit 96-1D-049. Approval of this permit will give Federal authorization for maintenance dredging for an addition period of ten (10) years from the date of issuance. The applicant will be required to present plans for maintenance dredging to the District Engineer a minimum of thirty (30) days prior to commencement of work. All maintenance dredging is to be performed in accordance with Federal and State regulations governing such activities at the time the maintenance dredging is undertaken.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
Post Office Box 919
Charleston, South Carolina 29402-0919.**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact approximately 0.18 acres of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

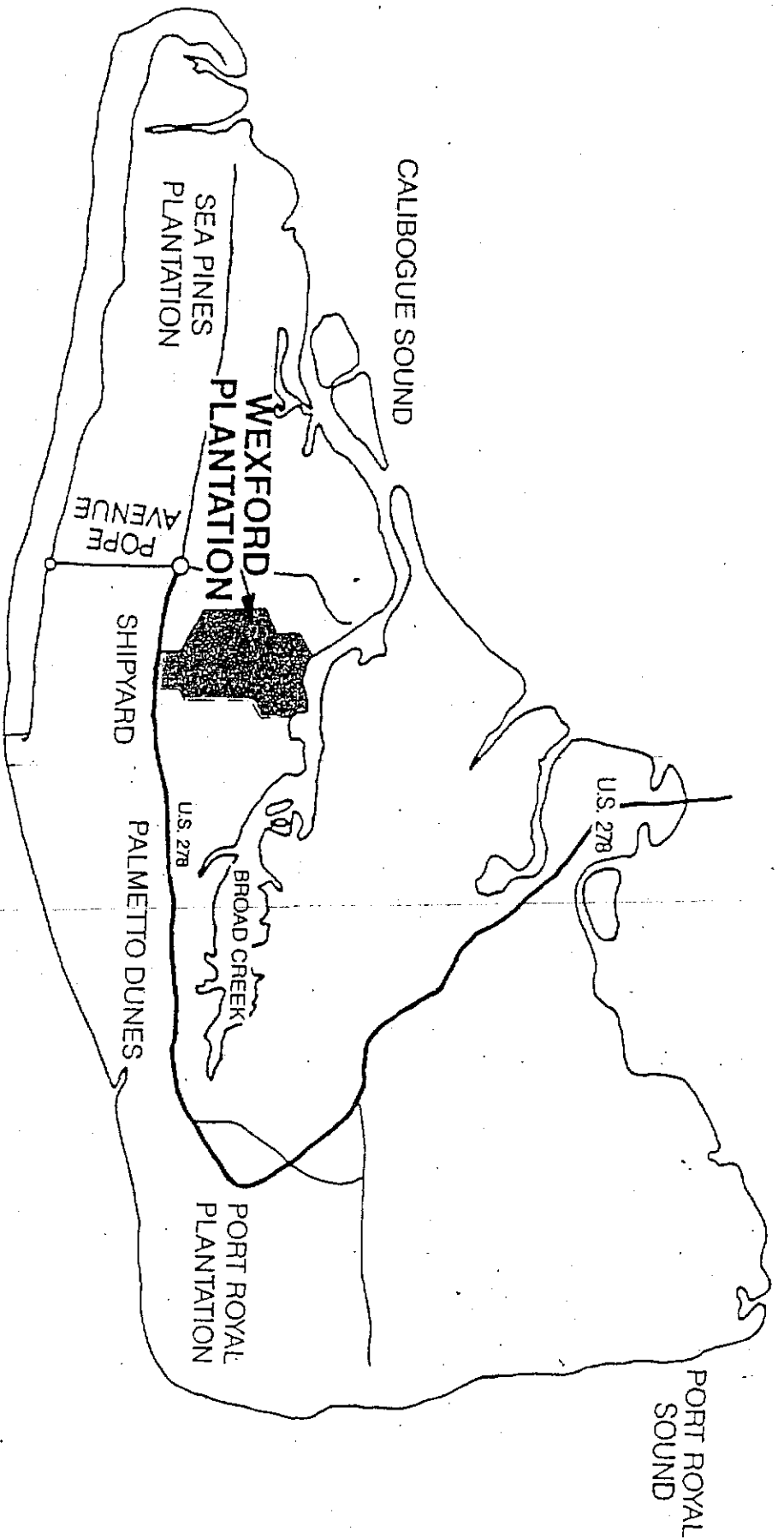
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

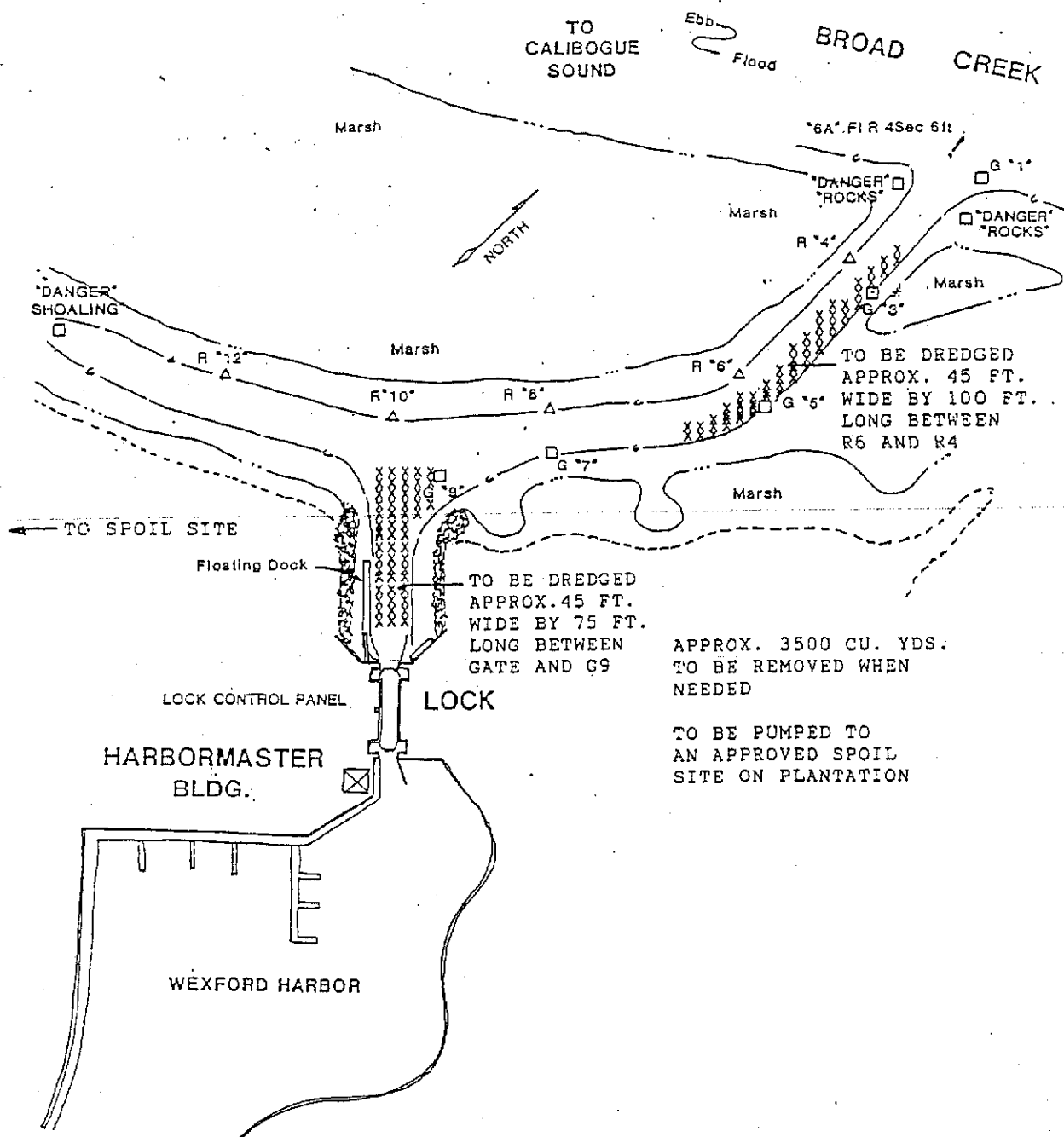
If there are any questions concerning this public notice, please contact Dean Herndon at 843-329-8044 or toll free at 1-866-329-8187.

Steve Brooks
Project Manager
SCDHEC-OCRM



HILTON HEAD ISLAND

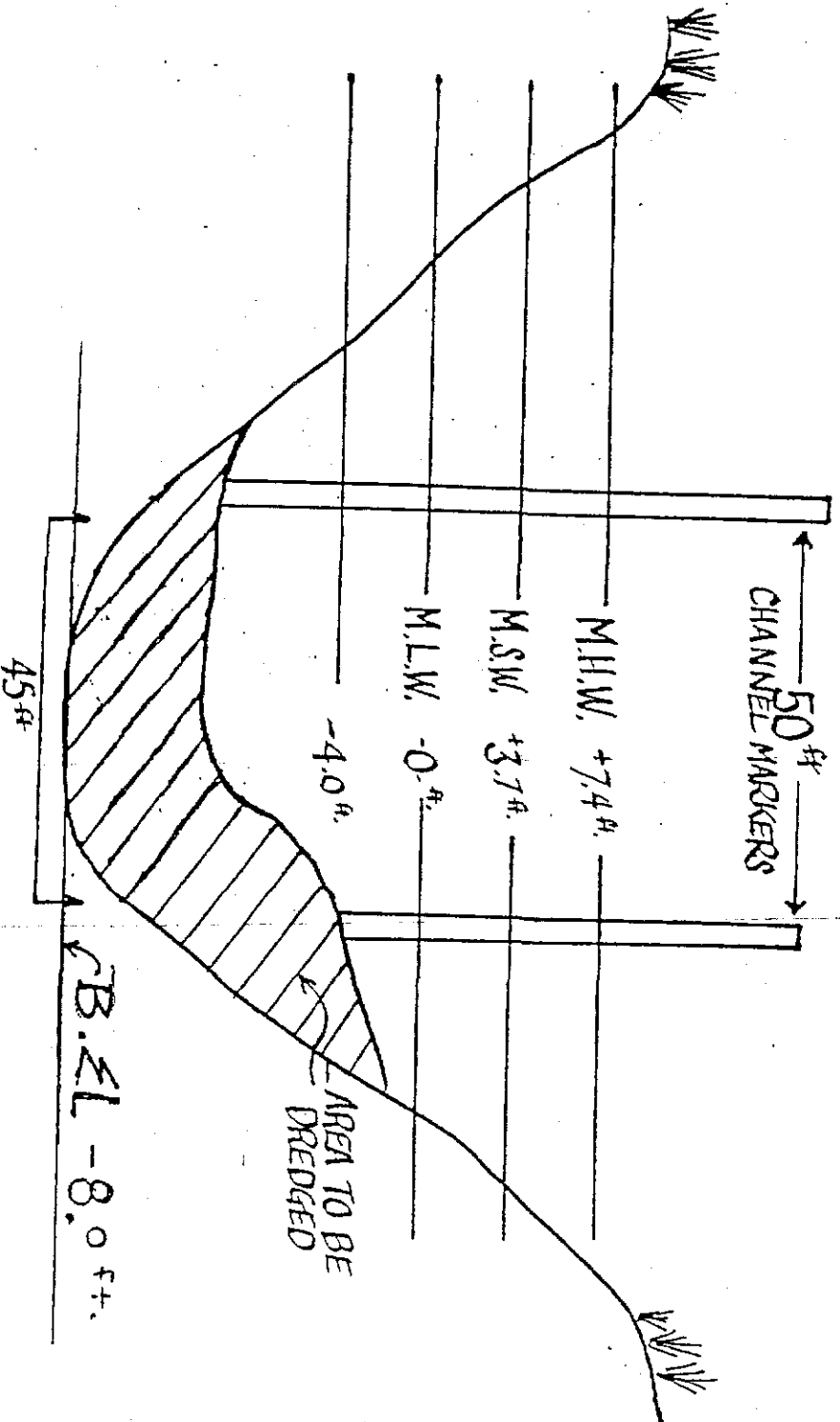
Project Title:		MAINTENANCE AGREEMENT	
Project Location:		HILTON HEAD ISLAND	
Applicant:		BEAUFORT COUNTY, SC.	
Date:		1 June 2006	
Application #		1 of 7	



Project Title:	
MAINTENANCE DREDGING	
Project Location: HILTON HEAD ISLAND BEAUFORT COUNTY, SC.	
Applicant:	
WEXFORD PLANTATION	
Date:	1 JUNE 2006
Scale:	NONE

Revisions	
Date	Initials

CROSS SECTION OF ENTRANCE CHANNEL

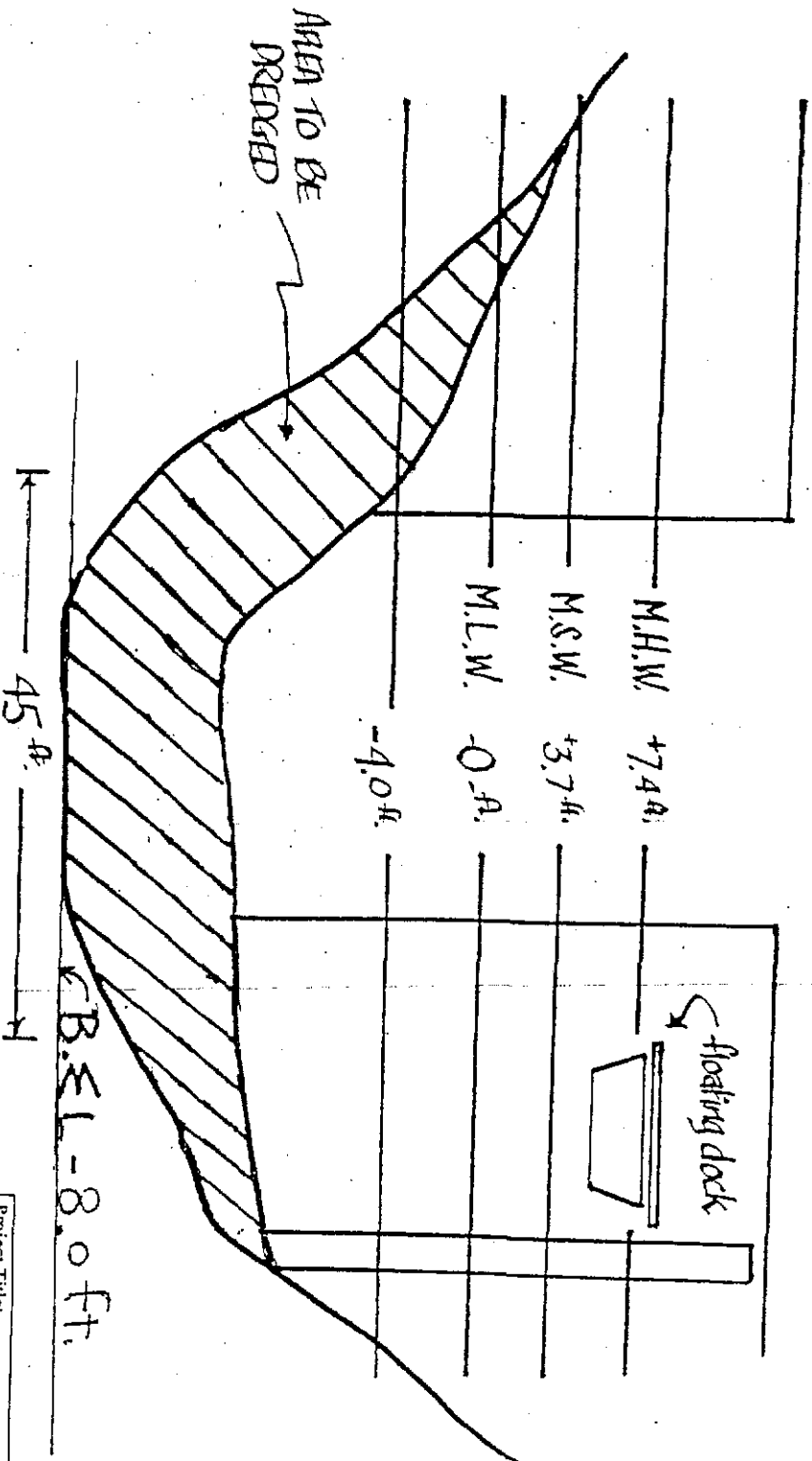


Page 3 shows area between channel markers 3 & 5 to be dredged and approach to lock gate to be dredged.

Project Title:		MAINTENANCE DREDGING	
Project Location:		HILTON HEAD ISLAND	
Applicant:		BEAUFORT COUNTY, S.C.	
Revisions		WEXFORD PLANTATION	
Date	Initials	Date:	1 JUNE 2006
		Scale:	AS SHOWN
Application #		Sheet	3 of 7

CROSS SECTION OF LOCK APPROACH CHANNEL

Page 2 shows area between marker G-9 and lock entrance



Revisions
Date Initials

Project Title:

MAINTENANCE DREDGING

Project Location: HILTON HEAD ISLAND
BEAUFORT COUNTY, S.C.

Applicant:

ALEXFORD PLANTATION

Date: 1 JUNE 2006

Scale: NONE

Application #

Sheet 4 of 7

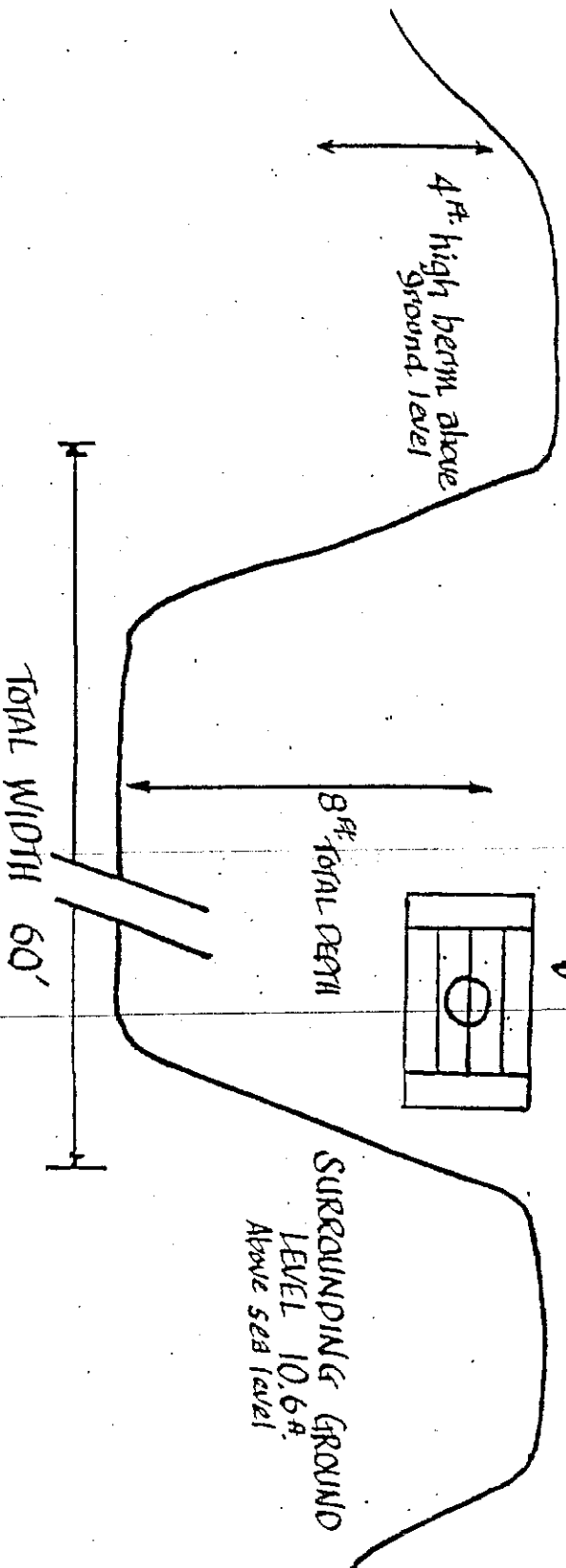
Water control structure;
8" pipe, flow controlled by 6" spillway boards

4' high dike surrounding
disposal site

WEXFORD CLUB DRIVE

Project Title: MAINTENANCE DREDGING	
Project Location: HILTON HEAD ISLAND BEAUFORT COUNTY, S.C.	
Applicant: WEXFORD PLANTATION	
Revisions	
Date	Initials
Date: 1 JUNE 2006	
Scale: NONE	
Application #	Sheet 6 of 7

Cross Section of disposal site:
 4' high dike surrounding 4' deep
 disposal site measuring 400'
 long x 60' wide with total depth
 of 8'.



Water Control Structure:
 8" pipe; water level
 controlled by 6" spillway
 Boards

Project Title: <i>MAINTENANCE DREDGING</i>	
Project Location: <i>HILTON HEAD ISLAND BEAUFORT COUNTY, S.C.</i>	
Applicant: <i>WEXFORD PLANTATION</i>	
Date: <i>1 JUNE 2006</i>	Scale: <i>AS SHOWN</i>
Application #	Sheet <i>7</i> of <i>7</i>